

CLAY COUNTY BOARD OF COMMISSIONERS

Tuesday, June 5, 2012

8:30 a.m.

County Board Room – 3<sup>rd</sup> Floor – Courthouse

M I N U T E S

The Clay County Board of Commissioners met in regular session with all Commissioners present: Campbell, Evert, Ingersoll, Waller and Weyland. County Administrator Brian C. Berg and Senior Administrative Assistant Vicki Reek were also present.

APPROVAL OF AGENDA

On motion by Campbell, seconded by Evert, and unanimously carried, the agenda was approved as presented.

APPROVAL OF CLAY COUNTY ABATEMENT REQUESTS

By consent agenda, the Board approved the following abatement requests, as presented by the Clay County Assessor's office:

- Carl Altenbernd, parcel 06.029.3001, \$57 estimated tax reduction for payable 2011, (Disaster abatement added for flood damage)
- Neil Hanson, parcel 22.033.3700, \$204 estimated tax reduction, payable 2012, (Ag credit incorrectly applied to master parcel)
- Patrick Kemmer, parcel 25.051.0205, \$1006 estimated tax reduction, payable 2012, (Clerical error)
- Robert & Mary Poehls, parcel 05.028.1000, \$182 estimated tax reduction, payable 2012 (Ag credit incorrectly applied to master parcel)
- Carl Altenbernd, parcel 06.029.3001, \$2666 estimated tax reduction, payable 2012, (Disaster abatement added for flood damage)

APPROVAL TO ACCEPT \$150 DONATION TO SHERIFF'S POSSE

By consent agenda, the Board accepted a \$150 donation from Red River Valley Chapter of the National Wild Turkey Federation, to be credited to the Sheriff's Posse fund.

APPROVAL OF APPOINTMENT TO HOUSING & REDEVELOPMENT AUTHORITY BOARD

By consent agenda, the Board appointed Sarbest Doski, as a tenant representative on the Housing & Redevelopment Authority (HRA) Board of Commissioners to fill a term expiring January 31, 2015, as recommended by the HRA Board.

APPROVE RENEWAL OF FSCCC LEASE FOR RURAL MN CEP, INC.

By consent agenda, the Board approved renewal of Rural MN CEP, Inc.'s lease in the Family Service Center, Suite #308, \$11.75 sq.ft., 7/1/12-2/28/13.

#### APPROVAL OF OUT-OF-STATE TRAVEL

By consent agenda, out-of-state travel was approved for Assistant County Attorney Lori Conroy to visit a Domestic Violence Court in Boise, ID, July 16-19, 2012.

#### APPROVAL FOR PUBLIC HEALTH TO ENTER INTO CONTRACT WITH PRECIOUS BLESSINGS CHILD CARE CENTER

By consent agenda, the Board approved execution of a contract between Clay County Public Health and Precious Blessings, a new child care center in Moorhead, for child care consultation.

#### APPROVAL OF FINAL CONTRACT FOR CSAH 19 BRIDGE REPLACEMENT PROJECT

By consent agenda, the Board approved the final contract payment for the CSAH 19 Bridge Replacement project, totaling \$924,938.95. The project was originally bid at \$946,482 and under ran by approximately \$21,000.

#### EMPLOYEE RECOGNITION

The following employees were recognized for their years of service to Clay County: Juan Martinez, Child Support Officer, Social Services, 20 years; Susan Hanson, Secretary, Juvenile Detention, 15 years; Cindy Sunde, Office Associate, Sheriff's Department, 15 years.

#### CITIZENS TO BE HEARD

There were no citizens present who wished to address the Board.

#### APPROVAL OF MINUTES OF MAY 15 & 22, 2012 MEETINGS

On motion by Waller, seconded by Evert, and unanimously carried, the minutes of the May 15 & 22, 2012 County Board meetings were approved as presented.

#### APPROVAL OF CONTRACT FOR SEX OFFENDER EDUCATION AT WEST CENTRAL REGIONAL JUVENILE DETENTION CENTER

West Central Regional Juvenile Detention Center Director Stephen Larson informed the Board that he is proposing that Benson Psychological Services provide sex offender education in the non-secure program and moderate level therapy in the secure unit of the West Central Regional Juvenile Center. This type of in-house, long term programming will provide a tremendous benefit to Member Counties in additional programming and cost savings. The fees for the program will be charged back to the Member County where the participant is from. An amendment to the Member County Agreement will be developed pertaining to fees for this program.

On motion by Campbell, seconded by Ingersoll, and unanimously carried, the Board authorized execution of a contract with Benson Psychological Services to provide sex offender education for the West Central Regional Juvenile Center, subject to review of the contract by the County Attorney's office.

#### AWARD BID FOR COURTHOUSE & LAW ENFORCEMENT CENTER REROOFING PROJECT

Building Maintenance Director Robbie Norman informed the Board that two companies responded to the request for bids for the Courthouse and Law Enforcement Center re-roofing project, with the following results:

- Pierce Roofing & Sheet Metal - \$98,250
- M. J. Dalsin Co. of ND, Inc. - \$153,436

On motion by Campbell, seconded by Waller, and unanimously carried, the Board accepted the low bid of Pierce Roofing & Sheet Metal, \$98,250, for the Courthouse and Law Enforcement Center re-roofing project.

REQUEST FOR SUPPORT TO RETAIN A MANNED AIR MISSION AT THE  
NORTH DAKOTA AIR NATIONAL GUARD

Mr. Dick Walstad and Mr. Craig Whitney, representing the Fargo-Moorhead West Fargo National Guard Support Group, were present to discuss the pending Department of Defense budget proposal and mission plan for the 119<sup>th</sup> Wing of the North Dakota Air National Guard and ultimately its consequences for the region. The Department of Defense budget proposal retires the C27J Spartan which was scheduled to arrive in Fargo late 2012 to be operated by the Happy Hooligans. This mission was provided following the Base Realignment and Closure (BRAC) process of 2005 that resulted in the loss of the F16 mission. Since that time the Hooligans have been flying the C21 Leer jet as a bridge mission until the C27s arrive.

Without the C27J mission, the 119<sup>th</sup> Wing will become the only state in the nation without a manned air mission. The lack of manned aircraft at the airport carries significant challenges that will be felt region-wide, including funding for the fire and rescue station, availability and affordability of commercial air service, direct and indirect jobs, and leaves the FEMA district vulnerable during emergencies.

Mr. Walstad stated that the Support Group plans to hire a consultant to see that the local concerns are understood in Congress as the budget is considered. He requested \$12,000 from Clay County towards this effort. Other entities involved in this funding are the F-M Economic Development Authority, Airport Authority, Cass County, City of West Fargo, City of Fargo, and the City of Moorhead.

Commissioner Ingersoll inquired if this issue is one of national security. Mr. Walstad stated that it is, to a degree, as the Air National Guard performs security along the border.

Commissioner Campbell commented that for preservation of regional jobs, this effort is very important.

On motion by Ingersoll, seconded by Evert, and unanimously carried, the Board approved a \$12,000 contribution to the effort to preserve the North Dakota Air National Guard C27 mission, to be paid from 2012 Unanticipated Expenditures.

The Board requested that a monthly status report be provided to Clay County.

DECLARATION OF JUNE 15 AS 'WORLD ELDER ABUSE AWARENESS DAY'

On motion by Commissioner Evert, seconded by Commissioner Campbell, and unanimously carried, the Board declared June 15, 2012 as "World Elder Abuse Awareness Day in Clay County":

#### ELDER ABUSE AWARENESS DAY IN CLAY COUNTY

WHEREAS, Clay County's elderly citizens deserve to live safely with dignity, and as independently as possible, with the supports they need.

WHEREAS, Elder Abuse is most often defined as any act that harms an elderly person or jeopardizes his or her health or welfare.

WHEREAS, Eliminating abuse to older persons is each community's responsibility. Clay County is concerned about the risk to their elderly citizens who suffer from neglect or are victims of financial, emotional or physical abuse.

WHEREAS, Everyone in our community should watch for signs of abuse, such as physical trauma, withdrawal, depression, anxiety, fear of family members, friends or caregivers.

NOW, THEREFORE, in recognition of Elder Abuse Awareness Day, We the Commissioners of Clay County proclaim the 15<sup>th</sup> day of June, 2012, as Elder Abuse Awareness Day in Clay County, and we call upon citizens of Clay County to join us in encouraging everyone to commit to building a safer community for our elderly citizens.

#### APPROVAL OF SOLID WASTE ADVISORY COMMITTEE RECOMMENDATION TO ADVERTISE FOR BIDS FOR CELL CONSTRUCTION AT THE CLAY COUNTY LANDFILL

Solid Waste Coordinator Kathy Maher informed the Board that the Solid Waste Advisory Committee (SWAC) recently recommended that the County Board approve the advertisement for bids for the construction of a horizontal cell contiguous, directly to the south, of the cell currently being filled at the landfill (Area IV, Phase 3). This constitutes a change in the filling sequence from the vertical expansion (onto the southern closed Area III) to a horizontal expansion into Area IV, Phase 4. This change has been approved by the MPCA as a minor modification of the county's permit. The engineers' estimate for this expansion is approximately \$730,000, and funds are included in the approved solid waste budget.

On motion by Evert, seconded by Waller, and unanimously carried, the Board approved advertisement for bids for cell construction at the Clay County Landfill.

#### APPROVAL TO PAY BILLS AND VOUCHERS

On motion by Evert, seconded by Ingersoll, and unanimously carried, the Board approved payment of bills and vouchers.

#### COMMITTEE REPORTS/COUNTY ADMINISTRATOR UPDATE

Commissioner Ingersoll attended meetings of the Clay County Collaborative and Family Healthcare Board of Directors.

Commissioner Campbell attended meetings of the Oakport Joint Powers Committee and Solid Waste Advisory Committee.

Commissioner Evert attended meetings of the Solid Waste Advisory Committee and Red River Basin Commission.

Commissioner Weyland attended the MN Rural Counties Caucus meeting.

County Administrator Brian Berg attended meetings concerning Extension, Solid Waste Advisory Committee, Family Service Center, F-M Diversion project, parking lot replacement project, and the Wind Energy Tax issue (which he reported does not affect County Program Aid).

ADJOURN

The meeting adjourned at 9:30 a.m.

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Grant Weyland, Chair  
Clay County Board of Commissioners

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Brian C. Berg, County Administrator